

108TH CONGRESS
1ST SESSION

H. R. 1414

To facilitate the establishment of a United Nations civilian police corps for international peace operations to maintain the rule of law and promote peace and stability in post-conflict situations.

IN THE HOUSE OF REPRESENTATIVES

MARCH 25, 2003

Mr. MCGOVERN (for himself and Mr. HOUGHTON) introduced the following bill; which was referred to the Committee on International Relations

A BILL

To facilitate the establishment of a United Nations civilian police corps for international peace operations to maintain the rule of law and promote peace and stability in post-conflict situations.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “International Rule of
5 Law and Antiterrorism Act of 2003”.

6 **SEC. 2. FINDINGS.**

7 Congress finds the following:

1 (1) It is in the national security interest of the
2 United States to support efforts to restore the rule
3 of law in post-conflict and failed countries in order
4 to prevent such countries from becoming safe havens
5 for terrorist organizations and organized crime net-
6 works that threaten the security of United States in-
7 terests, citizens, and its allies.

8 (2) The responsibility of a civilian police force
9 within a United Nations international peace oper-
10 ation is to help establish and maintain the rule of
11 law and provide for the security necessary for post-
12 conflict reconstruction to take place.

13 (3) The restoration of the rule of law, despite
14 its importance, remains a significant weakness of
15 current United Nations international peace oper-
16 ations.

17 **SEC. 3. SUPPORT FOR THE CREATION OF A PROFESSIONAL**
18 **UN CIVILIAN POLICE CORPS (UNCPC).**

19 (a) FINDINGS.—Congress finds the following:

20 (1) The creation of a professional United Na-
21 tions civilian police corps (UNCPC) would—

22 (A) greatly reduce the current need for
23 combat soldiers to engage in civilian policing ac-
24 tivities;

1 (B) allow combat soldiers who are deployed
2 to be withdrawn earlier from a post-conflict sit-
3 uation without compromising security;

4 (C) allow the United Nations to more rap-
5 idly and effectively take responsibility for main-
6 taining a secure environment that allows aid
7 providers to move forward with relief, develop-
8 ment, and democracy-building tasks;

9 (D) permit the United Nations to recruit
10 civilian police personnel with the appropriate
11 levels of expertise and training in police proce-
12 dures and United Nations international peace
13 operations, as determined by international
14 standards to be established by the United Na-
15 tions member states through negotiations; and

16 (E) institute a system of accountability for
17 civilian police in United Nations international
18 peace operations, augmenting present civil dis-
19 ciplinary procedures with a standard code of
20 conduct and an enforcement mechanism imple-
21 mented in collaboration with United Nations
22 member states.

23 (2) The right of the United States to exercise
24 its veto within the United Nations Security Council
25 ensures that no action taken by the United Nations

1 would be detrimental to the interests of the United
2 States.

3 (b) NEGOTIATIONS TO ESTABLISH A UN CIVILIAN
4 POLICE CORPS.—The President shall—

5 (1) direct the United States Permanent Rep-
6 resentative to the United Nations to use the voice,
7 vote, and influence of the United States to establish
8 negotiations with the United Nations and United
9 Nations member states to establish a professional
10 United Nations civilian police corps (UNCPC);

11 (2) direct the Secretary of State to request that
12 the United Nations Secretariat prepare a report con-
13 cerning the establishment of a professional United
14 Nations civilian police corps; and

15 (3) direct the Secretary of State to work with
16 the United Nations Secretariat and other United
17 Nations member states to establish standards and
18 training programs for international civilian police.

19 (c) SENSE OF CONGRESS.—It is the sense of Con-
20 gress that a professional United Nations civilian police
21 corps established in accordance with subsection (b)—

22 (1) should be composed of the appropriate num-
23 ber of law enforcement professionals recruited and
24 employed by the United Nations who are appro-
25 priately trained and equipped for civilian policing

1 functions in United Nations international peace op-
2 erations and available for rapid deployment to such
3 international peace operations as needed;

4 (2) should be able to deploy not later than 15
5 days after the date on which a deployment is author-
6 ized pursuant to a United Nations Security Council
7 resolution;

8 (3) should be managed by the United Nations
9 Civilian Police Division, established in October 2000
10 and mandated to plan and support the work of
11 United Nations civilian police officers in United Na-
12 tions peacekeeping operations; and

13 (4) should be given the appropriate resources to
14 do its job properly, including funding, equipment,
15 training, logistical support, and staffing, including
16 support personnel as well as corrections and judicial
17 law enforcement professionals.

18 **SEC. 4. REPORT ON STATUS OF NEGOTIATIONS.**

19 Not later than 6 months after the date of the enact-
20 ment of this Act, and annually thereafter, the President
21 shall transmit to the Committee on International Rela-
22 tions of the House of Representatives and the Committee
23 on Foreign Relations of the Senate a report that contains
24 a detailed description of the progress of negotiations to

1 establish a professional United Nations civilian police
2 corps in accordance with section 3(b).

3 **SEC. 5. DEFINITIONS.**

4 In this Act:

5 (1) RULE OF LAW.—The term “rule of law”
6 means the ability of a country, through institutions
7 and other means, to ensure the security and well
8 being of its citizens through the enforcement of pub-
9 lic laws.

10 (2) UNITED NATIONS INTERNATIONAL PEACE
11 OPERATION.—The term “United Nations inter-
12 national peace operation” means a field operation
13 conducted by the United Nations, or under the au-
14 thority of the United Nations Security Council, for
15 the purpose of implementing a peace agreement, the
16 mandate of which may include establishing a secure
17 post-conflict environment and restoring the rule of
18 law, to enable reconstruction and development ef-
19 forts to be established and carried out.

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